

From: [Chip Humphrey](#)
To: [James McKenna](#)
Cc: [Jennifer Woronets](#); [Keith Pine](#); [Kristine Koch](#); rjw@nwnatural.com
Subject: RE: EPA Response Letter Re Portland Harbor RI/FS Schedule
Date: 03/01/2011 10:16 AM

Jim,

Please note the following corrections to the deadline for the Development and Screening of Remedial Alternatives in EPA's February 25, 2011 letter:

pg 4, last paragraph

As stated in our December 21 letter, the LWG is not in compliance with the AOC for failure to present the alternatives screening analysis in the December 14, 2010 meeting. EPA has not agreed to an extension to the December 14 deadline. In accordance with Section XIX., Paragraph 5.r., stipulated penalties are accruing on this late deliverable. The LWG should submit this deliverable as soon as possible, however, if the LWG submits the alternative screening analysis on or before April 1, 2011, EPA will use its discretion to waive imposition of stipulated penalties consistent with Section XIX, Paragraph 1. If the LWG refuses to submit a Development and Screening of Remedial Alternatives by April 12, 2011, EPA, in addition to assessing stipulated penalties may also take over the work or otherwise direct the LWG on the Alternatives for the FS.

Correction : the end of the fourth sentence should read "LWG submits the alternative screening analysis on or before April 12, 2011."

pg 5, last paragraph

The EPA and LWG jointly developed the structure and content of the meetings, which were documented and provided by the LWG on July 1, 2010 (*Draft Objectives, Agendas, and List of Topics to be Covered in Portland Harbor FS Alternatives Screening Check-in Process*). The LWG verified the purpose and content of the meetings during our project managers meeting on October 29, 2010, and the LWG's FS consultant indicated that they expected to provide advance meeting materials on November 18, 2010, for the FS Tools meeting and November 25, 2010, for the Alternatives Screening Check-in meeting. The LWG has had all of the necessary information to produce an alternatives screening analysis for well over a year. It is reasonable for the LWG provide this analysis immediately but no later than April 1, 2010.

Correction: the end of the last sentence should read "but no later than April 12, 2011."

We apologize for the inconsistencies in our letter regarding this deadline. Please let us know if you have any questions.

Chip Humphrey
EPA